

Defendant/Defendant-In-Intervention, GERALD ARMSTRONG,
himself alone, answers the unverified Amended Complaint-In-
Intervention on file herein as follows:

1. Denies each and every allegation of each cause of
action thereof.
2. Denies plaintiff-in-intervention was damaged in any
sum alleged, or any other sum.

RECEIVED
JAN - 6 1983

CALIFORNIA

Plaintiff,)	COURT
)	
vs.)	
)	
GERALD ARMSTRONG, et al.,)	
)	
Defendants,)	
)	
MARY SUE HUBBARD,)	
)	
Intervenor.)	

Defendant/Defendant-In-Intervention, GERALD ARMSTRONG,
for himself alone, answers the unverified Amended Complaint-In-
Intervention on file herein as follows:

1. Denies each and every allegation of each cause of
action thereof.
2. Denies plaintiff-in-intervention was damaged in any
sum alleged, or any other sum.

///
///

RECEIVED
JAN - 6 1983

FIRST AFFIRMATIVE DEFENSE

3. Alleges that plaintiff-in-intervention's alleged causes of action, each, do not state facts sufficient to constitute a cause of action against said defendant/defendant-in-intervention.

SECOND AFFIRMATIVE DEFENSE

4. Alleges that plaintiff-in-intervention's damages, if any, were caused and contributed to by plaintiff-in-intervention's own negligence.

THIRD AFFIRMATIVE DEFENSE

5. Alleges that the plaintiff-in-intervention's action is barred by the doctrine of unclean hands.

FOURTH AFFIRMATIVE DEFENSE

6. Alleges that the plaintiff-in-intervention's action is barred by the doctrine of laches. L. Ron Hubbard has been in possession of most of the information contained in the documents for the past 30 years. The documents and materials collected have been in the possession of Omar Garrison for a period covering at least from 1980 to early 1982 and were in the rightful possession and custody of defendant/defendant-in-intervention. Plaintiff-in-intervention's failure to prohibit the dissemination of the documents and information to Garrison, a third party, not a member of the plaintiff CHURCH OF SCIENTOLOGY OF CALIFORNIA, bars any and all equitable relief to prevent the dissemination of documents to other third parties or to recover damages for said dissemination.

FIFTH AFFIRMATIVE DEFENSE

7. Alleges that the plaintiff-in-intervention does not have standing to bring the present action. The documents and

materials only have value insofar as they contain information about L. Ron Hubbard, a public figure. The information contained in said documents could only be barred from dissemination if it constituted trade secrets, was defamatory, or violated a right of privacy of L. Ron Hubbard. Since L. Ron Hubbard has not asserted any claim to said materials on the violation of either his rights of privacy, or the unlawful dissemination of trade secrets or defamatory information, plaintiff-in-intervention has no standing to assert said claim on his behalf.

SIXTH AFFIRMATIVE DEFENSE

8. Alleges that plaintiff-in-intervention cannot be entitled to damages or injunctive relief as a matter of law unless the documents and materials collected by defendant and the information contained therein have been disseminated in violation of rights of privacy of L. Ron Hubbard, constitute false and defamatory statements, or constitute trade secrets.

SEVENTH AFFIRMATIVE DEFENSE

9. Alleges that it is against public policy and in violation of defendant-in-intervention's rights under the First Amendment to the U. S. Constitution to prevent him from disclosing or disseminating the information contained in the subject documents and materials, or the documents and materials themselves.

///

///

///

///

///

///

1 WHEREFORE, defendant/defendant-in-intervention asks
2 judgment as follows:

- 3 1. That plaintiff-in-intervention take nothing;
4 2. For costs of suit; and
5 3. For other proper relief.
6

7 Dated: January 5, 1983

8 CONTOS & BUNCH
9

10 By: _____
11 BRUCE M. BUNCH
12 Attorneys for the Defendant/
13 Defendant-In-Intervention
14 GERALD ARMSTRONG
15
16
17
18
19
20
21
22
23
24
25
26
27
28

STATE OF CALIFORNIA, COUNTY OF

A 118

I am the _____

in the above entitled action or proceeding. I have read the foregoing _____

and know the contents thereof; and I certify that the same is true of my own knowledge, except as to those matters which are therein stated upon my information or belief, and as to those matters I believe it to be true.

I declare, under penalty of perjury, that the foregoing is true and correct.

Executed on _____ (date) at _____ (place) California

Signature

PROOF OF SERVICE BY MAIL (1013a, 2015.5 C. C. P.)

STATE OF CALIFORNIA, COUNTY OF

I am a resident of the county aforesaid; I am over the age of eighteen years and not a party to the within entitled action. my business address is:

5855 Topanga Canyon Blvd., Ste. 400, Woodland Hills, CA 91367

On January 5, 1983, I served the within ANSWER TO AMENDED

COMPLAINT IN INTERVENTION

on the interested parties in said action, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail

at Woodland Hills, CA addressed as follows:

HOWARD J. STECHEL, 6255 Sunset Boulevard, Ste. 2000, Los Angeles, California 90028

TRABISH & PETERSON, 4676 Admiralty Way, Ste. 902, Marina del Rey, California 90291 Attention: John G. Peterson

BARRETT S. LITT, Esq., 617 South Olive St., Ste. 1000, Los Angeles, California 90014

I declare, under penalty of perjury, that the foregoing is true and correct.

Executed on January 5, 1983 at Woodland Hills California

Margaret Crook Signature